

UNITED STATES DISTRICT COURT

Western

DISTRICT OF

Tennessee

City of Memphis

EXHIBIT AND WITNESS LIST

V.

Horn Lake Creek Basin Interceptor Sewer District of Desoto County, Mississippi, et al.

Case Number: 2:19-cv-02864-MSN

PRESIDING JUDGE Mark S. Norris					PLAINTIFF'S ATTORNEY Bruce McMullen, Pete Brunson, Karen Glover, Carmalita Drayton	DEFENDANT'S ATTORNEY William Orlansky, Keith Turner, William Brown, Mary Brown, Samuel Barber
PROCEEDING/DATE: Non-Jury Trial: 04/10/2023 - 04/13/2023, 4/20/2023 & 05/30/2023					COURT REPORTER Lisa Mayo, Candace Covey	COURTROOM DEPUTY Zandra Frazier, Bradley Gilmartin
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
✓		4/10/2023			Scott Morgan	
1		4/10/2023	✓	✓	City of Memphis letter dated March 28, 2018	
2		4/10/2023	✓	✓	City of Memphis letter dated October 10, 2018	
3		4/10/2023	✓	✓	Fisher & Arnold, Inc. letter dated dated June 24, 2019	
4		4/10/2023	✓	✓	Consent Decree	
5		4/10/2023	✓	✓	U.S. Environmental Protection Agency letter dated March 19, 2018 & IJA Agreement	
6		4/10/2023	✓	✓	Mississippi Department of Environmental Quality letter dated April 11, 2018	
7		4/10/2023	✓	✓	City of Memphis letter dated April 25, 2018	
8		4/10/2023	✓	✓	City of Memphis letter dated December 9, 2019	
9		4/10/2023	✓	✓	City of Memphis letter dated April 23, 2020	
10		4/10/2023	✓	ID only	Summary Table of Outside Municipal Jurisdiction Customers	
	11	4/10/2023	✓	✓	City of Memphis letter dated October 31, 2022	
	12	4/10/2023	✓	✓	City of Memphis letter dated November 7, 1980	
	13	4/10/2023	✓	✓	CDM Smith letter dated July 31, 2018	
	14	4/10/2023	✓	✓	T.E. Maxson WWTF Process Upgrades Conceptual Design Report dated June 2016	
✓		4/10/2023			Bradley Davis	
15		4/10/2023	✓	✓	Expert Report	
16		4/10/2023	✓	✓	Black & Veatch letter dated July 2, 2020	
17		4/10/2023	✓	✓	Black & Veatch Nonconnah and Horn Lake Basins Sanitary Sewer System Model Report	
	✓	4/10/2023			Daniel Jackson	
	18	4/10/2023	✓	✓	CV of Daniel Jackson & RJN Group SSO Model Reports	
✓		4/11/2023			Gary D. Shambaugh	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

City of Memphis VS. Horn Lake Creek Basin Interceptor Sewer District of Desoto County, Mississippi					CASE NO. 2:19-cv-02864-MSN
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
19		4/11/2023	✓	✓	City of Memphis Sewer System: 2025 Test Year Cost of Study Report
✓		4/11/2023			Richard Michelfelder
20		4/11/2023	✓	✓	Expert Report & CV of Richard A. Michelfelder, Ph.D
	✓	4/11/2023			Tim Verner
	21	4/11/2023	✓	✓	Expert Report & CV of Tim Verner
	22	4/11/2023	✓	✓	Supplemental Agreement
	23	4/11/2023	✓	✓	Michael Baker, Jr., Inc. memo dated August 17, 1971
	24	4/11/2023	✓	✓	Engineering Report & Financial Analysis for Interceptor Sewer System dated June, 1972
	25	4/11/2023	✓	✓	Air & Water Pollution Control Commission letter dated April 10, 1973
	26	4/11/2023	✓	✓	Air & Water Pollution Control Commission: 3 letters (coll - 4 pages)
	27	4/11/2023	✓	✓	Email from Tim Verner dated December 19, 2018
	28	4/11/2023	✓	✓	City of Memphis Sewer Map
	✓	4/12/2023			Darren Musselwhite
	29	4/12/2023	✓	ID only	Utility Rates sheet
	✓	4/12/2023			W. Terry Mitchell
	30	4/12/2023	✓	✓	CV of W. Terry Mitchell
	31	4/12/2023	✓	✓	W. Terry Mitchell Professional Opinion
✓		4/12/2023			Charles Mason Davis (deposition testimony read into the record)
✓		4/12/2023			Tim Verner (deposition testimony read into the record)
	✓	4/12/2023			Robert Knecht (deposition testimony read into the record)
✓		4/20/2023			Robert Knecht
	32	4/20/2023	✓	✓	City of Memphis Annual Report 10/1/2021-9/30/2022
	✓	4/20/2023	✓	✓	Tracy Huffman
	33	4/20/2023	✓	✓	Desoto County Facilities Map
	✓	4/20/2023	✓	✓	Nick Schorr
	34	4/20/2023	✓	✓	Expert Report of Nicholas Schorr
	35	4/20/2023	✓	✓	Resume of Nicholas Schorr